

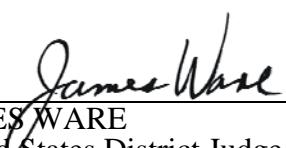
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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9 SAN JOSE DIVISION  
10 Jaspreet Sidhu, et al., NO. C 07-00720 JW  
11 Plaintiffs,  
12 v.  
13 Emillio Gonzalez, et al.,  
14 Defendants.  
15 \_\_\_\_\_ /

**ORDER VACATING HEARING ON  
MOTION; VACATING CASE  
MANAGEMENT CONFERENCE**

15 The Court finds it appropriate to take Defendant's Motion to Dismiss for Lack of Jurisdiction  
16 under submission without oral argument. See Civ. L.R. 7-1(b). Accordingly, the hearing presently  
17 scheduled for August 13, 2007 is VACATED.

18 In addition, the Court previously set a case management conference for August 13, 2007.  
19 The parties have failed to submit a joint statement pursuant to the Court's local rules. The Court  
20 finds that in the event Plaintiffs survive Defendants' motion to dismiss, this case can be resolved on  
21 cross motions for summary judgment. Accordingly, the Court sets a **October 22, 2007 at 9 AM** as  
22 the putative hearing date on the cross motions for summary judgment. The party shall adhere to the  
23 briefing schedule as set forth in the Court's Civil Local Rules.

24  
25 Dated: August 9, 2007

  
26 JAMES WARE  
27 United States District Judge  
28

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Daniel Tzu Ken Huang, lawyer99@pacbell.net  
3 Ila Casy Deiss ila.deiss@usdoj.gov

4 **Dated: August 9, 2007**

5 **Richard W. Wiking, Clerk**

6 **By: /s/ JW Chambers**  
7 **Elizabeth Garcia**  
8 **Courtroom Deputy**